IN RE: PETITION FOR ADMIN. VARIANCE
W/S Sanford Avenue, 440' S from
SWC Sanford & Magruder Avenues
1st Election District
1st Councilmanic District
(120 Sanford Avenue)

Jeffrey R. Green Petitioner BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 01-274-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by the legal owner of the subject property, Jeffrey R. Green. The variance request is for property located at 120 Sanford Avenue in the Catonsville area of Baltimore County. The Petitioner herein seeks a variance from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a side yard setback of 5 ½ ft. and a side yard combination of 11 ½ ft. in lieu of the required 15 ft. and 40 ft. respectively to construct an addition. The subject property and requested relief are more particularly described on Petitioner's Exhibit No. 1, the plat to accompany the Petition for Administrative Variance.

The Petitioner having filed a Petition for Administrative Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioner has filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict

2/7/01 Herman compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

1) The Petitioner may apply for his building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at his own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said property to its original condition.

ТІМОТНҮ М. КОТКОСО

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:rai



Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

Fax: 410-887-3468

February 7, 2001

Mr. Jeffrey R. Green 120 Sanford Avenue Catonsville, Maryland 21228

Re: Petition for Administrative Variance

Case No. 01-274-A

Property: 120 Sanford Avenue

Dear Mr. Green:

Enclosed please find the decision rendered in the above-captioned case. The Petition for Administrative Variance has been granted in accordance with the enclosed Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days from the date of the Order to the Department of Permits and Development Management. If you require additional information concerning filing an appeal, please feel free to contact our appeals clerk at 410-887-3391.

Very truly yours,

Timothy M. Kotroco

Deputy Zoning Commissioner

butly 16 traco

TMK:rai Enclosure



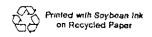














Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

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	for the propert	ty located at 120 C	santard 1	tue nue
		which is presen	tly zoned	D. R 2
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yard setback of 524	Ct, and a	side yard com	bination	of 11 \$ H.
yard setback of 524	is ct. a.	nd 40 ft. resp	rectively,	
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of the zoning regulations of Baltimore Cou of this petition form.	inty, to the zoning l	law of Baltimore County, fo	r the reasons inc	licated on the back
Property is to be posted and advertised as I, or we, agree to pay expenses of above Varia regulations and restrictions of Baltimore Count	ance adverticing no	eting ata and further arms t	to and are to be bo e County.	ounded by the zoning
1		I/We do solemnly declar perjury, that I/we are the is the subject of this Pet	e legal owner(s) of	er the penalties of the property which
Contract Purchaser/Lessee;	f	Legal Owner(s):		
Name - Type or Print		Name - Type or Print		
Signature		Signature July	P Free	
Address	Telephone No.	Name - Type or Print		only 1 owner
City State	Zip Code	Signature		day o eve.
Attorney For Petitioner:	•	120 SANFORD		2410 744 6504 Telephone No
Name - Type or Print	·	Catousville	M Ø State	21228 Zip Code
Signature		Representative to	be Contacted:	,
Company	7	Name		
ddr es s	Telephone No.	Address		Telephone No.
State	Zip Code	City	State	Zip Code
Public Hearing having been formally demande that begulatters of Baltimore County and that the property	d and/or found to be the subject matter of th be reposted.	required, it is ordered by the Z is petition be set for a public hea	Zoning Commissione aring, advertised, as	r of Baltimore County, required by the zoning
	:	Zonina Commissio	oner of Baltimore Co	untv
CASE NO. <u>01-274- A</u>	Revi		Date	01/10/01
EV 9115198		mated Postina Date	01/21/21	

fidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at	120	Sanford	Avenue	
,	Address	overille,	MD State	7/228
That based upon personal knowledge, the followariance at the above address (indicate hardsh	wing are the	e facts upon which al difficulty):	- 1-1-4	Zip Code equest for an Administrative
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That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a signature Brooke Petzokit-Green Name-Type or Print applicant's wife not owner	<u> </u>	Signature Name - Type of	(s) will be required. Fry 2 From R Print	ed to pay a reposting and
STATE OF MARYLAND, COUNTY OF BALTIM		 	· · · · · · · · · · · · · · · · · · ·	·
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AS WITNESS my hand and Notarial Seal		tary Public Commission Exp		J-02
REU 09/15/98 MY COMMISSION EXPIRES 5-29-02	,			

fidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at

Avenue

MD

	Catonsville	MD	21228
	City	State	Zip Code
That based upon personal knowledge, the for Variance at the above address (indicate hard	ollowing are the facts upon whic iship or practical difficulty):	h I/we base the re	quest for an Administrative
Our home is a small, 100 year old Vichave three children and are expecting current size of our home. Our propofamily room and bathroom on the log because both the interior and the extexisting greenhouse on the southern south of the greenhouse is an old unaddition. The northern side of the hois their parking area, making an addition the north side of the house is approperty line on the southerly side of addition will conform to the integrity always been a part of the house.	g our fourth child in the near fut beed addition would add two bed wer level. We propose the addition the first serior of the home supports this a side of the home that we would used gravel driveway that would ome has our neighbor's fence with ition on the north side of our how roximately five feet from our neighbor home is some 17 feet from our how and the feet from our how are the feet from our neighbor home is some 17 feet from our home is some 18 f	rooms on the secon ion on the southern architectural decision replace with the additional also be incorporated thin several feet of it use most difficult. On the second in the second i	e outgrowing the ad level and a side of the home on. There is an dition. To the ed into the lt, and next to that Our property line ne whereas our Our proposed
That the Affiant(s) acknowledge(s) that if a advertising fee and may be required to provid	formal demand is filed, Affian le additional information.	t(s) will be require	ed to pay a reposting and
Brooke Petzoldt - Green Name - Type or Print applicant's wife, ho	Signature Signature Name - Type of	ffry R G effrey R or Print	Green
STATE OF MARYLAND, COUNTY OF BALT	TIMORE, to wit:	- ·	
i HEREBY CERTIFY, this day of of Maryland, in and for the County aforesaid, Power Potzoidt - C the Affiant(s) herein, personally known or sar law that the matters and facts hereinabove se	oveen Te	effrey R	Notary Public of the State Green made oath in due form of the state o
AS WITNESS my hand and Notarial Seal			
7-9-07 Date	Notary Public) <u>Mawi</u>	
ROBERT DELAWDER NOTARY PUBLIC STATE OF MARYLAND MY COMMISSION EXPIRES 5-29-02	My Commission Exp	pires	-07



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

RYLAN						1
		for the pro	perty located	at 120	Sanfard	Avenue
					ently zoned _	
This Petition shall be file owner(s) of the property site	d with the De	partment of F	ermits and De	velopment l	Management.	The undersigned, legal
owner(s) of the property site made a part hereof, hereby			section(e)	ibea in the a	escription and pl	at attached hereto and
			1 1	302, 3.c	. I to per	rmit a side
yard setback	ot 5:	₹ \$\dag{\tau}, a	ind a si.	doe kyard	10 mbina	ation of 14 C
in lieu of	the te	a wired	15 64.	1.0 (10	14 100	and!!
7,14	,	7 - 111 2	70 F 21 Q	ua 70	the vest	rectively.
of the zoning regulations of	Baltimore Cou	inty, to the zon	ing law of Baltix	more County	for the reasons	indicated on the book
of this petition form.			ing law of balli	nore county,	Tor the reasons	indicated on the back
Property is to be posted and	i advertised as	nreceribed by	the median			
regulations and restrictions of	S Of Above Maria	ance adverticin	a nactina ata a	ad further awar	ee to and are to be nore County.	bounded by the zoning
			I/We do	o solemnly dec	clare and affirm, u	nder the penalties of
			perjury	, that I/we are ubject of this I	the legal owner(s)) of the property which
Contract Purchaser/Les	see:		Legal	Owner(s):		
				te ffr	ey R	Green
Name - Type or Print			Name -			
Signature		**************************************	Signatur	· 940	my (C (Jeen-
Address		Telephone No.	Name -	Type or Print	<u> </u>	only lowner
Dity	State	Zip Code	Signatur	e		Ac & aug
Attorney For Petitioner:	Ť	- ,	,	ian	Sartora F	day & eve. 1 ve 410 744 650
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ity	State	Zip Code	City		Stat	e Zip Code
Public Hearing having been fo	rmally demande	d and/or found t	-	e Ordered by th		•
day of gulations of Baltimore County and	that the property	the subject matte	of this petition be	set for a public	hearing, advertised,	as required by the zoning
.	mat the property	be reposited.				
				Zoning Commi	ssioner of Baltimore	County
CASE NO. O/-	274.	1	Davida 1 0		*	•
TANKE IN.	~ / 7 \ / 7		Reviewed By _	Bh	Date	01/10/01
PEN 9/15/98		1	Estimated Pos	ting Date _	0//	11/01

ZONING DESCRIPTION FOR 120 SANFORD AVE.

Beginning for the same on the West side of Sanford Avenue forty feet wide at the distance of 440 feet South from the Southwest corner of Sanford and Magruder Avenues, said point of beginning being at the Southeast corner of Lot No. 18 on John S. Wilson's Plat of his land lying on Sanford Avenue and running thence Southerly on the West side of said Avenue 40 feet to the North side of Lot No. 20 on said Plat, thence Westerly bounding on said North line 130 feet to the Western outline of the whole property, than Northerly on said outline 40 feet to Lot No. 18 and thence Easterly bounding thereon 130 feet to the place of beginning. The improvements thereon being known as No. 120 Sanford Avenue and located in the first Election District, the first Councilman District.

01-274-A

DATE 1/16/2	\sim / ACCOUNT $=$ K	001-615	COMMISSION
	AMOUNT \$	50,00	D. 199613 Recent Yest So
RECEIVED FROM:	solo Carely		 io. View Stand of W. of Back Stand Stand of Mary Lond
FOR:	Sale Comment	ζ	

CERTIFICATE OF POSTING

RE: Case No.. Petitioner/Developer Date of Hearing/Closing:

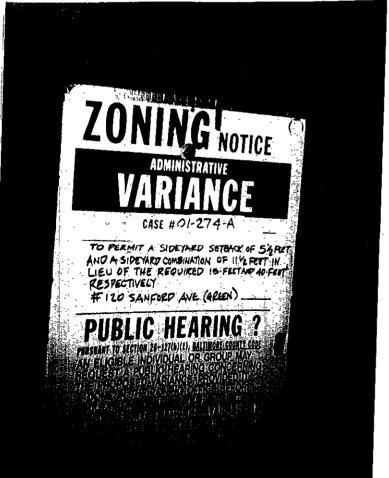
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention Ms Gwendolyn Stephens

Ladies and Gentlemen:

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at # 120 SANFORD AVE

The sign(s) were posted on



Sincere

PATRICK M. O'KEEFE (Printed Name)

523 PENNY LANE

(Address)

HUNT VALLEY, MD. 21030 (City, State, Zip Code)

410-666-5366 ; CELL: 410.905-8571 (Telephone Number)

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

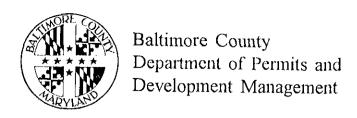
Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Newspaper Advertising:
Item Number or Case Number: 01-274-A
Petitioner: Brooke Petzoldt-Green
Address or Location: 120 Sanford Avenue
PLEASE FORWARD ADVERTISING BILL TO:
Name:R. Green .
Name:R. Green Address:120 Sanferd Ave.
_ Catororille, MD 21228
Telephone Number: 410 744 6509

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 01- 274 -A Address 120 San ford Ave.
Contact Person: Stuho Rudaitis Phone Number: 410-887-339
Filing Date: Ol/10/01 Posting Date: Ol/21/41 Closing Date: O2/05/0
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
1. POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. An reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
2. <u>DEADLINE</u> : The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (confident that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days of the closing date) as to whether the petition has been granted denied, or will go to public hearing. The order will be mailed to you by First Class mail.
4. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 01- 274 -A Address 120 Sanford Ave
Petitioner's Name Jettrey & Broke Greek Telephone 4/c - 744-6509
Posting Date: $01/21/01$ Closing Date: $02/05/01$
Wording for Sign: To Permit a side yard setback of 5th ft. and a side
Wording for Sign: To Permit a side yard setback of 5\$ ft. and a side yard combination of 11\$ ft. in lieu of the required 15 ft. ena 40 ft. respectively.



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

February 5, 2001

Jeffrey R Green 120 Sanford Avenue Catonsville MD 21228

Dear Mr. Green:

RE: Case Number: 01-274-A, 120 Sanford Avenue

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on January 10, 2001.

The Zoning Advisory Committee (ZAC), which consists of representatives from several approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. All comments will be placed in the permanent case file.

If you need further information or have any questions, please do not hesitate to contact the commenting agency.

Very truly yours,

W. Carl Richards, Jr.

W. Carl Richards, Jr. 6 97 Supervisor, Zoning Review

WCR: gdz

Enclosures

c: People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits & Development Mgmt.

DATE: March 12, 2001

FROM: (

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT

Zoning Advisory Committee Meeting

For January 29, 2001

Item Nos. 270, 273, 274, 275, 276,

277, and 278

The Bureau of Development Plans Review has reviewed the subject zoning items, and we have no comments.

RWB:HJO:jrb

cc: File



Office of the Fire Marshal 700 East Joppa Road Towson, Maryland 21286-5500 410-887-4880

January 31, 2001

Department of Permits and
Development Management (PDM)
County Office Building, Room 111
Mail Stop #1105
111 West Chesapeake Avenue
Towson, Maryland 21204

ATTENTION: Gwen Stephens

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF January 22, 2001

Item No.: See Below

Dear Ms. Stephens:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

270, 273, 274, 275, 276, 277, and 278

REVIEWER: LIEUTENANT HERB TAYLOR, Fire Marshal's Office PHONE 887-4881, MS-1102F

cc: File

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

FROM:

R. Bruce Seeley A/RBS

DATE:

January 30, 2001

SUBJECT:

Zoning Petitions

Zoning Advisory Committee Meeting of January 22, 2001

DEPRM has no comments for the following zoning petitions:

Item #	Address		
271	600 Middle River Road		
272	1102 Hart Road		
273	602 Fuselage Avenue		
274	120 Sanford Avenue		
276	7439 Prince Georges Road		
277	6624 Baltimore National Pike		
278	1141 & 1143 Lake Avenue		

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: January 26, 2001

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

120 Sanford Avenue

加护 2.5

INFORMATION:

Item Number:

01-274

Petitioner:

Jeffery R. Green

Zoning:

DR 2

Requested Action:

Variance

SUMMARY OF RECOMMENDATIONS:

The Office of Planning has determined that no historic review is required. However, from the petitioner's description of the house, it appears that the house may be a contributing historic structure in a potential National Register district in Catonsville. The petitioner may contact Kimberly Abe in the Office of Planning at 410-887-3495 to obtain information on potential tax credits.

Prepared by: Mark Cun

Section Chief:



Maryland Department of Transportation State Highway Administration

Parris N. Glendening Governor

John D. Porcari Secretary

Parker F Williams Administrator

Date: 1.24.01

Ms. Ronnay Jackson Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE:

Baltimore County

Item No. 274

Dear. Ms. Jackson:

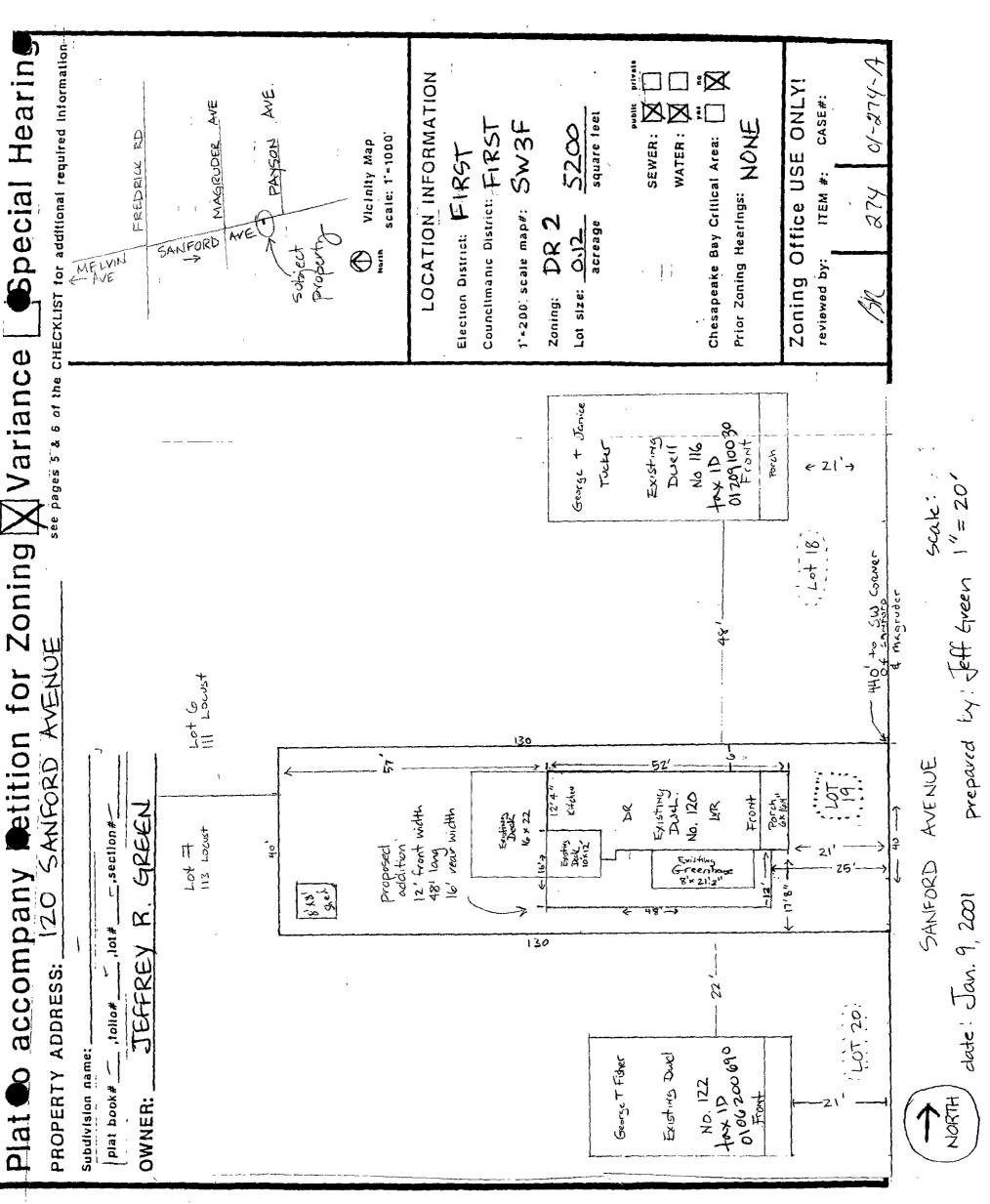
This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (Igredlein@sha.state.md.us).

Very truly yours,

P. J. Doll

Ar Kenneth A. McDonald Jr., Chief **Engineering Access Permits Division**



No Bo









01-274-4

Ol-274-MOFFICE OF PLANNING AND ZO AND

CATONSV

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PREPARED BY AIR PHOTOGRAPHICS, IN